

Commonwealth of Kentucky
Before the Public Service Commission

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PUBLIC SERVICE
COMMISSION

In the Matter of:)
THE JOINT APPLICATION OF DUKE ENERGY)
CORPORATION, DUKE ENERGY HOLDING)
CORP., DEER ACQUISITION CORP., COUGAR)
ACQUISITION CORP., CINERGY CORP., THE)
CINCINNATI GAS AND ELECTRIC COMPANY,)
AND THE UNION LIGHT, HEAT AND POWER)
COMPANY FOR APPROVAL OF A TRANSFER)
AND ACQUISITION OF CONTROL)

Case No. 05-00228

ATTORNEY GENERAL'S RESPONSE TO
THE UNION LIGHT, HEAT AND POWER COMPANY
D/B/A DUKE ENERGY KENTUCKY'S MOTION
FOR A FINDING OF COMPLIANCE

The Attorney General submits his response to The Union Light, Heat and Power Company's Motion for a Finding of Compliance. In terms of action, Union seeks to end its voluntary filings with the Securities and Exchange Commission. While the Attorney General takes no position on the issue of whether ULH&P has the right to end its filings, the Attorney General does not object Union's proposed course of action.

Respectfully submitted,

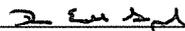
GREGORY D. STUMBO
ATTORNEY GENERAL



David Edward Spenard
Assistant Attorney General
1024 Capital Center Drive, Suite 200
Frankfort, KY 40601-8204
(502) 696-5453

Certificate of Service and Filing

Counsel certifies filing of the original and ten photocopies of the Attorney General's Response by hand delivery to Beth O'Donnell, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; furthermore, service of the filing was by mailing a true and correct of the same, first class postage prepaid, to Ronald J. Brothers, 1000 East Main Street, Plainfield, Indiana 46168; John J. Finnigan, Jr., The Union Light, Heat and Power Company, 139 East Fourth Street, Cincinnati, Ohio 45202; Kodwo Ghartey-Tagoe, Duke Power, P. O. Box 1244, Mail Code: PB05E, Charlotte, North Carolina 28201; Kelley A. Karn, 1000 East Main Street, Plainfield, Indiana 46168; Michael L. Kurtz, Boehm, Kurtz & Lowry, 36 East Seventh Street, 2110 CBLD Building, Cincinnati, Ohio 45202; Kate E. Moriarty, The Union Light, Heat and Power Company, 139 East Fourth Street, Cincinnati, Ohio 45202; Paul R. Newton, Duke Power, P. O. Box 1244, Mail Code: PB05E, Charlotte, North Carolina 28201; and Robert M. Watt, III, Stoll Keenon Ogden PLLC, 300 West Vine Street, Suite 2100, Lexington, Kentucky 40507-1801, all on this 10th day of April 2006.



Assistant Attorney General